REMARKS

Reconsideration and withdrawal of all grounds of rejection, and allowance of the pending claims are respectfully requested in light of the amendments and remarks made herein. Claims 4-5 and 15-16 have been canceled without prejudice.

The Drawings stand objected to for not having descriptive labels. In response, replacement sheets have been provided with descriptive labels as indicted by the Examiner. Accordingly, applicants request removal of this objection.

The applicants gratefully acknowledges the Office Action's suggestion to add section headings (under 37 CFR 1.77(b), applicants, however, respectfully decline to add the headings as they are not required in accordance with MPEP §608.01(a).

Such section headings are not statutorily required for filing a non-provisional patent application under 35 USC 111(a), but per 37 CFR 1.51(d) are only guidelines that are suggested for applicant's use. They are not mandatory, and in fact when Rule 77 was amended in 1996 (61 FR 42790, Aug. 19, 1996), Bruce A. Lehman, Assistant Secretary of Commerce and Commissioner of Patents and Trademarks, stated in the Official Gazette:

> "Section 1.77 is permissive rather than mandatory. ... 1.77 merely expresses the Office's preference for the arrangement of the application elements. The Office may advise an applicant that the application does not comply with the format set forth in 1.77, and suggest this format for the applicant's consideration; however, the Office will not require any application to comply with the format set forth in 1.77."

Miscellaneous Changes in Patent Practice, Response to comments 17 and 18 (Official Gazette, August 13, 1996) [Docket No: 950620162-6014-02] RIN 0651-AA75.

A later amendment to 37 CFR 1.77 (65 FR 54628 http://www.uspto.gov/web/offices/com/sol/notices/patbusgoals.pdf) does not change this.

Applicants greatly appreciates the Examiner's indication that claims 6-7 and 9-12 would allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. In response, claim 6 has been substantively so amended.

Claims 1, 3, 4 and 15 stand rejected under 35 USC 102(b) as being anticipated by both Albicker (U.S. Patent No. 7,274,918) and Kenney et al. (U.S. Patent No. 6,009,129).

Claim 1, as amended, recites the limitations of: "A method for automatically setting an operative state of a wideband amplifier in a multi-channel **television** receiver... wherein the step of deciding to switch the amplifier to its ON state (active state) is exclusively taken during at least one time interval when the receiver is switched to a channel**, or during activation of the multi-channel television receiver, or during an installation process when all channels are scanned**."

Applicants can find nothing in either Albicker or Kenney that teaches or implies these limitations. In particular, Albicker relates to an AM radio receiver and Kenney relates to a CDMA or PCS mobile phone receiver and not a multi-channel television receiver.

Since Albicker or Kenney does not teach all of the limitations of independent claim 1, it can not anticipate the present invention. For at least the above cited reasons, Applicant submits that Claim 1 is patentable over Albicker or Kenney

Claim 16 stands rejected under 35 USC 102(e) as being anticipated by Kasperkovitz (US 2004/0053585 A1) and on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,496,017 B2. Claim 16 has been canceled, accordingly the rejection stands moot.

Claims 2, 8, 13, 14 and 17 stand rejected under 35 USC 103(a) as being unpatentable over Kenney et al. (U.S. 6,009,129) in view of Hutchison IV et al (U.S. 5,722,061). Claims 13 and 14 stand rejected under 35 USC 103(a) as being unpatentalbe over Albicker (U.S. 7,274,918 B1) in view of Tazine et al (U.S. 5,877,822).

With regard to claims 2-3 and 7-14 these claims depend from an independent claim 1 discussed above, which has been shown to be allowable in view of the cited references. Accordingly, each of claims 2-3 and 7-14 are also allowable by virtue of its dependence from an allowable base claim.

Independent claim 17, as amended, recites similar limitations as independent claim 1, discussed above, which has been shown to be allowable in view of the cited

references. Accordingly, claim 17 is believed to be allowable for the same reason as independent claim 1.

Claim 5 stands rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 6,496,017 B2. Claim 5 has been canceled, accordingly the rejection stands moot.

For all the foregoing reasons, it is respectfully submitted that all the present claims are patentable in view of the cited references. A Notice of Allowance is respectfully requested.

Respectfully submitted,

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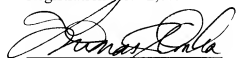

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